



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of ) Atty. Dkt. No.:  
NORTON SPIEL ) SPIEL COMBO-CON 2  
Application No. : 10/828,988 ) Examiner: Henderson, Mark T.  
Filed: April 21, 2004 ) Art Unit 3722  
For: )  
COMBINATION PLASTIC SPIRAL FORMING )  
MACHINE AND SEMI-AUTOMATIC PLASTIC )  
SPIRAL BINDING MACHINE )

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests that the documents listed in the attached Forms PTO/SB08a and 08b be considered and made of record in the above referenced application.

The documents include a number of papers discussed in the concurrently filed Amendment that are of record in the litigation involving the parent patents, US Patent Nos. 6,547,502 and 6,726,426. Also included is a copy of a Protest filed, but not entered, in the subject application by the Defendant in the litigation, Gateway Bookbinding Systems Ltd. In addition, another Protest filed by Gateway in a corresponding patent application in Canada, CA 2321,937, is included along with an Amendment that was filed in that application on January 18, 2006.

03/08/2006 HAL111 00000106 10828988  
01 FC:1806 180.00 DP

, The \$180 fee for this filing is included in the check attached to the accompanying Transmittal Letter. Please charge any deficiencies in fees due by this paper to Deposit Account No. 10-1213.

Respectfully submitted,

By: William A. Blake  
William A. Blake  
Reg. No. 30,548

JONES, TULLAR & COOPER, P.C.  
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(703) 415-1500  
Dated: March 7, 2006



PTO/SB/08a (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

Approved for use through 07/01/2008. GMD 8881-0081  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**Substitute for form 1449A/PTO**

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

*(Use as many sheets as necessary)*

Sheet 1 of 1

**Complete if Known**

Application Number	10/828,988
Filing Date	04/21/2004
First Named Inventor	Spiel Norton
Art Unit	3722
Examiner Name	Mark Henderson
Attorney Docket Number	SPIEL COMBO-CON 2

## U. S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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(Use as many sheets as necessary)

Sheet

1

of

2

### Complete if Known

Application Number	10/828,988
Filing Date	04/21/2004
First Named Inventor	Spiel Norton
Art Unit	3722
Examiner Name	Mark Henderson

Attorney Docket Number SPIEL COMBO-CON 2

### NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Exhibit C, Deposition of Norton Spiel, Spiel Associates, Inc. v. Gateway Bookbinding Systems Ltd., 09/14/2004 (6 pp.)	
		Exhibit D, Deposition of Pierre Primeau, Spiel Associates, Inc. v. Gateway Bookbinding Systems Ltd., 01/13/2005 (5 pp.)	
		Exhibit I, Deposition of Lonnie Bramon, Spiel Associates, Inc. v. Gateway Bookbinding Systems Ltd., 08/16/2004 (8 pp.)	
		Exhibit J, Deposition of Pierre Primeau, Spiel Associates, Inc. v. Gateway Bookbinding Systems Ltd., 01/13/2005 (20 pp.)	
		Exhibit N, Deposition of Norton Spiel, Spiel Associates, Inc. v. Gateway Bookbinding Systems Ltd., 09/14/2004 (17 pp.)	
		Expert Rebuttal Report of Pierre Primeau, Spiel Associates, Inc. v. Gateway Bookbinding Systems Ltd., 12/14/2004 (17 pp.)	
		Expert Witness Technical Report of Walter Klassen, 11/23/2004 (23 pp.)	
		Protest Under 37CFR 1.291 Against a Pending Application, Spiel Norton, U.S. Patent Application No. 10/828,988, 06/21/2005 (16 pp.)	
		Second Supplementary Protest, Spiel Associates, Inc., Canadian Patent Application No. 2,321,937, 06/23/2005 (49 pp.)	
		Amendment/Remarks After Examiner's Report Dated July 18, 2005, Spiel Associates, Inc., Canadian Patent Application No. 2,321,937, 01/18/2006 (14 pp.)	

Examiner Signature	Date Considered
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**(Use as many sheets as necessary)**

Sheet 2 of 2 Attorney Docket Number SPIEL COMBO-CON 2

## NON PATENT LITERATURE DOCUMENTS

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